



United States
Department of
Agriculture

Forest
Service

Alaska Region

P.O. Box 21628
Juneau, AK 99802-1628

File Code: 6270

Date: November 21, 2019

Mr. Chris Saeger
Executive Director
Western Values Project
704 C Street, Suite 568
Whitefish, MT 59937

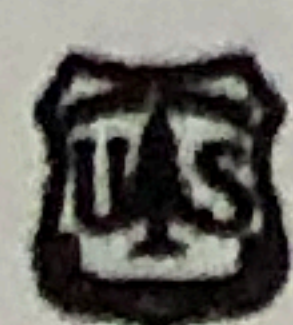
Dear Mr. Saeger:

This letter is in response to your October 18, 2019, request for records under the Freedom of Information Act (FOIA). You requested "copies of all emails sent since January 1, 2015, between all officials in U.S. Forest Service Region 10 and Interior Department Deputy Solicitor for Parks and Wildlife Richard Goeken (including all communication with the email addresses rwgoeken@smithcurrie.com or Richard.goeken@sol.doi.gov)."

Pursuant to 5 U.S.C. 552(b)(5)(attorney client communication and attorney-work product), I am withholding a portion of the only record responsive to your FOIA request. The attorney-client privilege and attorney work-product protects confidential internal communications containing advice requested and/or received from attorneys relating to a legal matter for which the client has sought professional advice.

The FOIA provides you the right to appeal this response. Any appeal must be made in writing, within 90 days from the date of this letter, to the Chief, USDA Forest Service: 1) by email to SM.FS.WOFOIA@usda.gov; 2) by regular mail to 1400 Independence Avenue SW, Mail Stop 1143, Washington, DC 20250-1143; or 3) by FedEx or UPS to 201 14th Street SW, Washington, DC 20250-1143; telephone (202) 205-1542. The term "FOIA APPEAL" should be placed in capital letters on the subject line of the email or on the front of the envelope. To facilitate the processing of your appeal, please include a copy of this letter and/or the FOIA case number assigned to your request.

If you need any further assistance or would like to discuss any aspect of your request, please contact the FOIA Public Liaison at (202) 205-1542. Additionally, you may contact the Office of Government Information Services, National Archives and Records Administration, to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, MD 20740-6001, email ogis@nara.gov; telephone at (202) 741-5770; toll free at (877) 684-6448; or facsimile at (202) 741-5769.

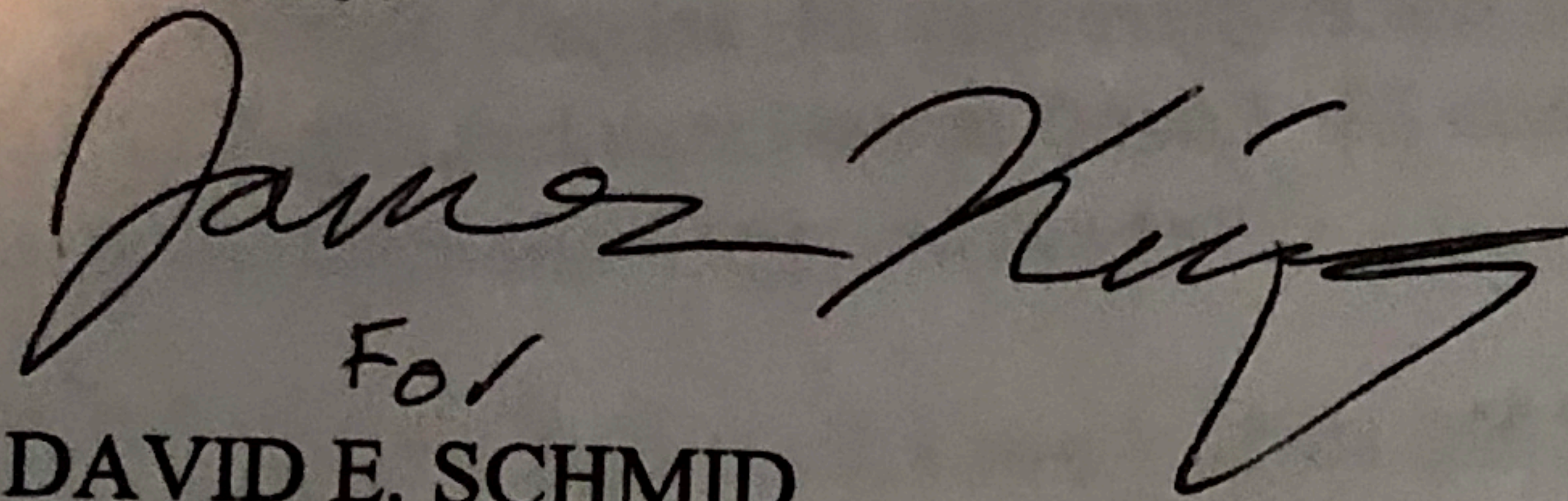


Mr. Chris Saeger

2

If you have any questions regarding this response or if further assistance is required, you may contact Ms. Connie Adams Johnson, Regional FOIA Coordinator, via phone at: (907) 586-8774, or via e-mail: connie.adamsjohnson@usda.gov

Sincerely,



For
DAVID E. SCHMID
Regional Forester

Enclosure

cc: Connie Adams Johnson, Lisa Fluharty

From: Ustasiewski, James - OGC <JIM.USTASIEWSKI@OGC.USDA.GOV>

Sent: Wednesday, April 1, 2015 6:18 AM

To: Sandhofer, Ted -FS <tsandhofer@fs.fed.us>

Cc: Streuli, Charles -FS <cstreuli@fs.fed.us>; Gunn, Tyler -FS <tgunn@fs.fed.us>; Cole, Forrest -FS <fcoll@fs.fed.us>; Harris, Dave P -FS <dpharris@fs.fed.us>; Baldrige, Kate - OGC <kate.baldrige@ogc.usda.gov>

Subject: Re: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

Thanks, Ted -- Once you receive the bond, is there some action you must take under the contract, such as issuing a notice to proceed or signing something -- in order for Viking to be authorized to begin? Or alternatively, is the authorization automatic?

On Apr 1, 2015, at 5:35 AM, Sandhofer, Ted -FS <tsandhofer@fs.fed.us> wrote:

Jim, I have not received the required \$250,000.00 performance bond as of yesterday afternoon so Viking cannot go to work yet even if there were not an injunction. I talked with Kirk Dahlstrom yesterday and he knows about the injunction and I got no sign from him that he is going to start operations once I receive the performance bond. All his subcontractors know about the injunction and are not starting operations. I plan on taking no contract actions at this time and we will talk before I do. Waiver is attached.

<image002.png> **Ted Sandhofer**

Sale Administration Program Manager

Forest Service

Tongass National Forest

p: 907-772-5879

c: 907-209-2446

f: 907-772-5893

tsandhofer@fs.fed.us

Po Box 309

Petersburg, AK 99833

www.fs.fed.us

<image004.png><image006.png><image008.png>

Caring for the land and serving people

From: Ustasiewski, James - OGC

Sent: Tuesday, March 31, 2015 4:13 PM

To: Streuli, Charles -FS; Sandhofer, Ted -FS; Gunn, Tyler -FS

Cc: Cole, Forrest -FS; Harris, Dave P -FS; Baldrige, Kate - OGC

Subject: FW: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

Importance: High

(b) (5)



Thanks,
Jim

From: Goeken, Rick [mailto:RWGoeken@smithcurrie.com]
Sent: Tuesday, March 31, 2015 3:10 PM
To: Ustasiewski, James - OGC; Glazer, David (ENRD)
Cc: Baldridge, Kate - OGC
Subject: RE: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

Jim:

Of course it's your call, but Beistline's order granted the inj. relief requested by plaintiffs in part. Attached is the draft order submitted by the plaintiffs' indicating the relief they sought by their motion.

As I read it, the injunction sought (and granted in part) it is directed at the FS.

Rick

From: Ustasiewski, James - OGC [mailto:JIM.USTASIEWSKI@OGC.USDA.GOV]
Sent: Tuesday, March 31, 2015 6:51 PM
To: Goeken, Rick; Glazer, David (ENRD)
Cc: Baldridge, Kate - OGC
Subject: RE: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

(b) (5)

From: Goeken, Rick [mailto:RWGoeken@smithcurrie.com]
Sent: Tuesday, March 31, 2015 2:45 PM
To: Glazer, David (ENRD)
Cc: Ustasiewski, James - OGC; Baldridge, Kate - OGC
Subject: RE: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

I've advised him of the order. But I also told him to anticipate a call/correspondence from the FS suspending contract operations.

From: Glazer, David (ENRD) [mailto:David.Glazer@usdoj.gov]
Sent: Tuesday, March 31, 2015 6:41 PM
To: Goeken, Rick
Cc: Ustasiewski, James - OGC; Baldridge, Kate - OGC
Subject: FW: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

Rick:

A rather unfortunate turn of events.

The Forest Service may not be planning to send out a formal notice to Viking; I'm assuming that you'll be notifying your client that start-up tomorrow is a no-go.

1:14-cv-00013-RRB Notice has been electronically mailed to:

Christopher G. Winter chris@crag.org, cascadehigh@yahoo.com,
oliver@crag.org

David B. Glazer david.glazer@usdoj.gov, efile_nrs.enrd@usdoj.gov,
efile_sf.enrd@usdoj.gov

Eric P. Jorgensen ericj@earthjustice.org, ikorhonen@earthjustice.org,
ssaunders@earthjustice.org

Gabriel William Scott gabescott@icloud.com

Holly Anne Harris hharris@earthjustice.org, ikorhonen@earthjustice.org,
ssaunders@earthjustice.org

Howard S. Trickey howard.trickey@hklaw.com, jeanine.huston@hklaw.com

James F. Clark jfclarkiii@gmail.com

Julie A. Weis jweis@hk-law.com, atodd@hk-law.com

Ralph Owen Bloemers ralph@crag.org, ralphowen@hotmail.com

Richard W. Goeken , brector@smithcurrie.com, khsu@smithcurrie.com

Steven W. Silver ssilver628@aol.com

Thomas E. Lenhart tom.lenhart@alaska.gov, rebecca.herington@alaska.gov,
tj.duffy@alaska.gov, vanessa.lamantia@alaska.gov

Thomas S. Waldo twaldo@earthjustice.org, ikorhonen@earthjustice.org,
ssaunders@earthjustice.org

1:14-cv-00013-RRB Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1105331613 [Date=3/31/2015]

[FileNumber=1350599-0

]

[71eedef8cb7f0e1aa88713d1e3aa8bfdcccd753e611ac74453815c9e132b5a6c2cb
d6c4c722e2bf7ff6401ef7f0ce37bc4facacf7878832134024b0e07623658]]

<Pre-Award Waiver.pdf>

David B. Glazer
Natural Resources Section
San Francisco Field Office

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From: cmecfmail@akd.uscourts.gov [mailto:cmecfmail@akd.uscourts.gov]
Sent: Tuesday, March 31, 2015 2:39 PM
To: cmecfmail@akd.uscourts.gov
Subject: Activity in Case 1:14-cv-00013-RRB Southeast Alaska Conservation Council et al v. United States Forest Service et al Order on Motion for Miscellaneous Relief

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Alaska

Notice of Electronic Filing

The following transaction was entered on 3/31/2015 at 1:39 PM ADT and filed on 3/31/2015

Case Name: Southeast Alaska Conservation Council et al v. United States Forest Service et al

Case Number: 1:14-cv-00013-RRB

Filer:

WARNING: CASE CLOSED on 03/23/2015

Document

Number: 110

Docket Text: ORDER granting in part and denying in part [94] Motion for an Injunction Pending Appeal, and [100] Motion for Preliminary Injunction; The Injunction requested shall remain in effect until April 15, 2015, and shall be dissolved thereafter. Signed by Judge Ralph R. Beistline on 3/31/15. (RMC, COURT STAFF)